### Union Calendar No. 263

106TH CONGRESS 1ST SESSION

H.R.3073

[Report No. 106-424, Part I]

### A BILL

To amend part A of title IV of the Social Security Act to provide for grants for projects designed to promote responsible fatherhood, and for other purposes.

### November 5, 1999

The Committee on Education and the Workforce discharged; committed to the Committee of the Whole House on the State of the Union and ordered to be printed

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## H. R. 3073

[Report No. 106-424, Part I]

To amend part A of title IV of the Social Security Act to provide for grants for projects designed to promote responsible fatherhood, and for other purposes.

### IN THE HOUSE OF REPRESENTATIVES

OCTOBER 14, 1999

Mrs. Johnson of Connecticut (for herself, Mr. Cardin, Mr. English, Mr. Lewis of Kentucky, Mr. Matsui, Mr. Foley, Mr. McCrery, Mr. Stark, Mr. Camp, Mr. Jefferson, Mr. Coyne, and Mr. Thomas) introduced the following bill; which was referred to the Committee on Ways and Means, and in addition to the Committee on Education and the Workforce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

#### October 28, 1999

Reported from the Committee on Ways and Means with an amendment [Strike out all after the enacting clause and insert the part printed in italic]

### OCTOBER 28, 1999

Referral to the Committee on Education and the Workforce extended for a period ending not later than November 5, 1999

### NOVEMBER 5, 1999

Additional sponsors: Ms. Carson, Mr. Shaw, and Mr. Gillmor

### NOVEMBER 5, 1999

The Committee on Education and the Workforce discharged; committed to the Committee of the Whole House on the State of the Union and ordered to be printed

### A BILL

- To amend part A of title IV of the Social Security Act to provide for grants for projects designed to promote responsible fatherhood, and for other purposes.
  - 1 Be it enacted by the Senate and House of Representa-
  - 2 tives of the United States of America in Congress assembled,
  - 3 SECTION 1. SHORT TITLE; TABLE OF CONTENTS.
  - 4 (a) Short Title.—This Act may be cited as the "Fa-
  - 5 thers Count Act of 1999".
  - 6 (b) Table of Contents of this
  - 7 Act is as follows:
    - Sec. 1. Short title; table of contents.

### TITLE I—FATHERHOOD GRANT PROGRAM

Sec. 101. Fatherhood grants.

#### TITLE II—FATHERHOOD PROJECTS OF NATIONAL SIGNIFICANCE

Sec. 201. Fatherhood projects of national significance.

#### TITLE III—WELFARE-TO-WORK PROGRAM ELIGIBILITY

- Sec. 301. Flexibility in eligibility for participation in welfare-to-work program.
- Sec. 302. Limited vocational educational training included as allowable activity.
- Sec. 303. Certain grantees authorized to provide employment services directly.
- Sec. 304. Simplification and coordination of reporting requirements.
- Sec. 305. Use of State information to aid administration of welfare-to-work formula grant funds.

### TITLE IV—ALTERNATIVE PENALTY PROCEDURE RELATING TO STATE DISBURSEMENT UNITS

Sec. 401. Alternative penalty procedure relating to State disbursement units.

#### TITLE V—FINANCING PROVISIONS

Sec. 501. Use of new hire information to assist in collection of defaulted student loans and grants.

Sec. 502. Elimination of set-aside of portion of welfare-to-work funds for successful performance bonus.

#### TITLE VI-MISCELLANEOUS

- Sec. 601. Change dates for evaluation.
- Sec. 602. Report on undistributed child support payments.
- Sec. 603. Sense of the Congress.
- Sec. 604. Additional funding for welfare evaluation study.
- Sec. 605. Training in child abuse and neglect proceedings.
- Sec. 606. Use of new hire information to assist in administration of unemployment compensation programs.
- Sec. 607. Immigration provisions.

# 1 TITLE I—FATHERHOOD GRANT 2 PROGRAM

### 3 SEC. 101. FATHERHOOD GRANTS.

- 4 (a) In General.—Part A of title IV of the Social Se-
- 5 curity Act (42 U.S.C. 601-679b) is amended by inserting
- 6 after section 403 the following:

### 7 "SEC. 403A. FATHERHOOD PROGRAMS.

- 8 "(a) Purpose of this section is to make
- 9 grants available to public and private entities for projects
- 10 designed to—
- 11 "(1) promote marriage through counseling, men-
- toring, disseminating information about the advan-
- 13 tages of marriage, enhancing relationship skills,
- 14 teaching how to control aggressive behavior, and other
- 15 methods;
- 16 "(2) promote successful parenting through coun-
- 17 seling, mentoring, disseminating information about
- 18 good parenting practices including family planning,
- 19 training parents in money management, encouraging

1	child support payments, encouraging regular visita-
2	tion between fathers and their children, and other
3	methods; and
4	"(3) help fathers and their families avoid or
5	leave cash welfare provided by the program under
6	part A and improve their economic status by pro-
7	viding work first services, job search, job training,
8	subsidized employment, career-advancing education,
9	job retention, job enhancement, and other methods.
10	"(b) Fatherhood Grants.—
11	"(1) Applications.—An entity desiring a grant
12	to carry out a project described in subsection (a) may
13	submit to the Secretary an application that contains
14	$the\ following:$
15	"(A) A description of the project and how
16	the project will be carried out.
17	"(B) A description of how the project will
18	address all 3 of the purposes of this section.
19	"(C) A written commitment by the entity
20	that the project will allow an individual to par-
21	ticipate in the project only if the individual is—
22	"(i) a father of a child who is, or with-
23	in the past 24 months has been, a recipient
24	of assistance or services under a State pro-
25	gram funded under this part;

1	"(ii) a father, including an expectant
2	or married father, whose income (net of
3	court-ordered child support) is less than 150
4	percent of the poverty line (as defined in
5	section 673(2) of the Omnibus Budget Rec-
6	onciliation Act of 1981, including any revi-
7	sion required by such section, applicable to
8	a family of the size involved); or
9	"(iii) a parent referred to in para-
10	$graph\ (3)(A)(iii).$
11	"(D) A written commitment by the entity
12	that the entity will provide for the project, from
13	funds obtained from non-Federal sources,
14	amounts (including in-kind contributions) equal
15	in value to—
16	"(i) 20 percent of the amount of any
17	grant made to the entity under this sub-
18	section; or
19	"(ii) such lesser percentage as the Sec-
20	retary deems appropriate (which shall be
21	not less than 10 percent) of such amount, if
22	the application demonstrates that there are
23	circumstances that limit the ability of the
24	entity to raise funds or obtain resources.

1	"(2) Consideration of applications by
2	INTERAGENCY PANELS.—
3	"(A) First panel.—
4	"(i) Establishment.—There is estab-
5	lished a panel to be known as the 'Father-
6	hood Grants Recommendations Panel' (in
7	this subparagraph referred to as the
8	'Panel').
9	"(ii) Membership.—
10	"(I) In General.—The Panel
11	shall be composed of 10 members, as
12	follows:
13	"(aa) 2 members of the Panel
14	shall be appointed by the Sec-
15	retary.
16	"(bb) 2 members of the Panel
17	shall be appointed by the Sec-
18	retary of Labor.
19	"(cc) 2 members of the Panel
20	shall be appointed by the Chair-
21	man of the Committee on Ways
22	and Means of the House of Rep-
23	resentatives.
24	"(dd) 1 member of the Panel
25	shall be appointed by the ranking

1	minority member of the Com-
2	mittee on Ways and Means of the
3	$House\ of\ Representatives.$
4	"(ee) 2 members of the Panel
5	shall be appointed by the Chair-
6	man of the Committee on Finance
7	of the Senate.
8	"(ff) 1 member of the Panel
9	shall be appointed by the ranking
10	minority member of the Com-
11	mittee on Finance of the Senate.
12	"(II) Conflicts of interest.—
13	An individual shall not be eligible to
14	serve on the Panel if such service
15	would pose a conflict of interest for the
16	individual.
17	"(III) TIMING OF APPOINT-
18	MENTS.—The appointment of members
19	to the Panel shall be completed not
20	later than March 1, 2000.
21	"(iii) Duties.—
22	"(I) REVIEW AND MAKE REC-
23	OMMENDATIONS ON PROJECT APPLICA-
24	tions.—The Panel shall review all ap-
25	plications submitted pursuant to para-

1	graph (1), and make recommendations
2	to the Secretary regarding which ap-
3	plicants should be awarded grants
4	under this subsection, with due regard
5	for the provisions of paragraph (3), but
6	shall not recommend that a project be
7	awarded such a grant if the applica-
8	tion describing the project does not at-
9	tempt to meet the requirement of para-
10	$graph\ (1)(B).$
11	"(II) Timing.—The Panel shall
12	make such recommendations not later
13	than September 1, 2000.
14	"(iv) Term of office.—Each member
15	appointed to the Panel shall serve for the
16	life of the Panel.
17	"(v) Prohibition on compensa-
18	TION.—Members of the Panel may not re-
19	ceive pay, allowances, or benefits by reason
20	of their service on the Panel.
21	"(vi) Travel expenses.—Each mem-
22	ber of the Panel shall receive travel ex-
23	penses, including per diem in lieu of sub-
24	sistence, in accordance with sections 5702
25	and 5703 of title 5, United States Code.

1	"(vii) Meetings.—The Panel shall
2	meet as often as is necessary to complete the
3	business of the Panel.
4	"(viii) Chairperson.—The Chair-
5	person of the Panel shall be designated by
6	the Secretary at the time of appointment.
7	"(ix) Staff of federal agencies.—
8	The Secretary may detail any personnel of
9	the Department of Health and Human
10	Services and the Secretary of Labor may
11	detail any personnel of the Department of
12	Labor to the Panel to assist the Panel in
13	carrying out its duties under this subpara-
14	graph.
15	"(x) Obtaining official data.—The
16	Panel may secure directly from any depart-
17	ment or agency of the United States infor-
18	mation necessary to enable it to carry out
19	this subparagraph. On request of the Chair-
20	person of the Panel, the head of the depart-
21	ment or agency shall furnish that informa-
22	tion to the Panel.
23	"(xi) MAILS.—The Panel may use the
24	United States mails in the same manner
25	and under the same conditions as other de-

1	partments and agencies of the United
2	States.
3	"(xii) Termination.—The Panel shall
4	terminate on September 1, 2000.
5	"(B) Second Panel.—
6	"(i) Establishment.—Effective Jan-
7	uary 1, 2001, there is established a panel to
8	be known as the 'Fatherhood Grants Rec-
9	ommendations Panel' (in this subparagraph
10	referred to as the 'Panel').
11	"(ii) Membership.—
12	"(I) In General.—The Panel
13	shall be composed of 10 members, as
14	follows:
15	"(aa) 2 members of the Panel
16	shall be appointed by the Sec-
17	retary.
18	"(bb) 2 members of the Panel
19	shall be appointed by the Sec-
20	retary of Labor.
21	"(cc) 2 members of the Panel
22	shall be appointed by the Chair-
23	man of the Committee on Ways
24	and Means of the House of Rep-
25	resentatives.

1	"(dd) 1 member of the Panel
2	shall be appointed by the ranking
3	minority member of the Com-
4	mittee on Ways and Means of the
5	House of Representatives.
6	"(ee) 2 members of the Panel
7	shall be appointed by the Chair-
8	man of the Committee on Finance
9	of the Senate.
10	"(ff) 1 member of the Panel
11	shall be appointed by the ranking
12	minority member of the Com-
13	mittee on Finance of the Senate.
14	"(II) Conflicts of interest.—
15	An individual shall not be eligible to
16	serve on the Panel if such service
17	would pose a conflict of interest for the
18	individual.
19	"(III) TIMING OF APPOINT-
20	MENTS.—The appointment of members
21	to the Panel shall be completed not
22	later than March 1, 2001.
23	"(iii) Duties.—
24	"(I) REVIEW AND MAKE REC-
25	OMMENDATIONS ON PROJECT APPLICA-

1	Tions.—The Panel shall review all ap-
2	plications submitted pursuant to para-
3	graph (1), and make recommendations
4	to the Secretary regarding which ap-
5	plicants should be awarded grants
6	under this subsection, with due regard
7	for the provisions of paragraph (3), but
8	shall not recommend that a project be
9	awarded such a grant if the applica-
10	tion describing the project does not at-
11	tempt to meet the requirement of para-
12	$graph\ (1)(B).$
13	"(II) Timing.—The Panel shall
14	make such recommendations not later
15	than September 1, 2001.
16	"(iv) Term of office.—Each member
17	appointed to the Panel shall serve for the
18	life of the Panel.
19	"(v) Prohibition on compensa-
20	TION.—Members of the Panel may not re-
21	ceive pay, allowances, or benefits by reason
22	of their service on the Panel.
23	"(vi) Travel expenses.—Each mem-
24	ber of the Panel shall receive travel ex-
25	penses, including per diem in lieu of sub-

1	sistence, in accordance with sections 5702
2	and 5703 of title 5, United States Code.
3	"(vii) Meetings.—The Panel shall
4	meet as often as is necessary to complete the
5	business of the Panel.
6	"(viii) Chairperson.—The Chair-
7	person of the Panel shall be designated by
8	the Secretary at the time of appointment.
9	"(ix) Staff of federal agencies.—
10	The Secretary may detail any personnel of
11	the Department of Health and Human
12	Services and the Secretary of Labor may
13	detail any personnel of the Department of
14	Labor to the Panel to assist the Panel in
15	carrying out its duties under this subpara-
16	graph.
17	"(x) Obtaining official data.—The
18	Panel may secure directly from any depart-
19	ment or agency of the United States infor-
20	mation necessary to enable it to carry out
21	this subparagraph. On request of the Chair-
22	person of the Panel, the head of the depart-
23	ment or agency shall furnish that informa-
24	tion to the Panel.

"(xi) MAILS.—The Panel may use the	1
United States mails in the same manner	2
and under the same conditions as other de	3
partments and agencies of the United	4
States.	5
"(xii) Termination.—The Panel shall	6
terminate on September 1, 2001.	7
"(3) Matching grants.—	8
"(A) Grant awards.—	9
"(i) In general.—The Secretary shal	10
award matching grants, on a competitive	11
basis, among entities submitting applica	12
tions therefor which meet the requirements	13
of paragraph (1), in amounts that take into	14
account the written commitments referred to	15
$in\ paragraph\ (1)(D).$	16
"(ii) Timing.—	17
"(I) FIRST ROUND.—On October	18
1, 2000, the Secretary shall award no	19
more than \$70,000,000 in matching	20
grants after considering the rec	21
ommendations submitted pursuant to	22
$paragraph\ (2)(A)(iii)(I).$	23
"(II) Second round.—On Octo-	24
ber 1. 2001, the Secretary shall award	25

1	not more than \$70,000,000 in match-
2	ing grants after considering the rec-
3	ommendations submitted pursuant to
4	$paragraph\ (2)(B)(iii)(I).$
5	"(iii) Nondiscrimination.—The pro-
6	visions of this section shall be applied and
7	administered so as to ensure that mothers,
8	expectant mothers, and married mothers are
9	eligible for benefits and services under
10	projects awarded grants under this section
11	on the same basis as fathers, expectant fa-
12	thers, and married fathers.
13	"(B) Preferences.—In determining
14 which	h entities to which to award grants under
15 this	subsection, the Secretary shall give pref-
16 erenc	e to an entity—
17	"(i) to the extent that the application
18	submitted by the entity describes actions
19	that the entity will take that are designed
20	to encourage or facilitate the payment of
21	child support, including but not limited
22	to—
23	``(I) obtaining agreements with
24	the State in which the project will be
25	carried out under which the State will

1	exercise its authority under the last
2	sentence of section $457(a)(2)(B)(iv)$ in
3	every case in which such authority
4	may be exercised;
5	"(II) obtaining a written commit-
6	ment by the agency responsible for ad-
7	ministering the State plan approved
8	under part D for the State in which
9	the project is to be carried out that the
10	State will voluntarily cancel child sup-
11	port arrearages owed to the State by
12	the father as a result of the father pro-
13	viding various supports to the family
14	such as maintaining a regular child
15	support payment schedule or living
16	with his children; and
17	"(III) obtaining a written com-
18	mitment by the entity that the entity
19	will help participating fathers who co-
20	operate with the agency in improving
21	$their\ credit\ rating;$
22	"(ii) to the extent that the application
23	includes written agreements of cooperation
24	with other private and governmental agen-
25	cies, including the State or local program

1	funded under this part, the local Workforce
2	Investment Board, the State or local pro-
3	gram funded under part D, and the State
4	or local program funded under part E,
5	which should include a description of the
6	services each such agency will provide to fa-
7	thers participating in the project described
8	in the application;
9	"(iii) to the extent that the application
10	describes a project that will enroll a high
11	percentage of project participants within 6
12	months before or after the birth of the child;
13	or
14	"(iv) to the extent that the application
15	sets forth clear and practical methods by
16	which fathers will be recruited to partici-
17	pate in the project.
18	"(C) Minimum percentage of recipients
19	OF GRANT FUNDS TO BE NONGOVERNMENTAL (IN-
20	CLUDING FAITH-BASED) ORGANIZATIONS.—Not
21	less than 75 percent of the entities awarded
22	grants under this subsection in each fiscal year
23	(other than entities awarded such grants pursu-
24	ant to the preferences required by subparagraph
25	(B)) shall be awarded to—

1	"(i) nongovernmental (including faith-
2	based) organizations; or
3	"(ii) governmental organizations that
4	pass through to organizations referred to in
5	clause (i) at least 50 percent of the amount
6	of the grant.
7	"(D) Diversity of projects.—
8	"(i) In General.—In determining
9	which entities to which to award grants
10	under this subsection, the Secretary shall
11	attempt to achieve a balance among entities
12	of differing sizes, entities in differing geo-
13	graphic areas, entities in urban versus
14	rural areas, and entities employing dif-
15	fering methods of achieving the purposes of
16	this section.
17	"(ii) Report to the congress.—
18	Within 90 days after each award of grants
19	under subclause (I) or (II) of subparagraph
20	(A)(ii), the Secretary shall submit to the
21	Committee on Ways and Means of the
22	House of Representatives and the Committee
23	on Finance of the Senate a brief report on
24	the diversity of projectes selected to receive
25	funds under the grant program. The report

1 shall include a comparison of funding for 2 projects located in urban areas, projects located in suburban areas, and projects lo-3 cated in rural areas. "(E) Payment of grant in 4 equal an-5 6 NUAL INSTALLMENTS.—During the fiscal year in 7 which a grant is awarded under this subsection 8 and each of the succeeding 3 fiscal years, the Sec-9 retary shall provide to the entity awarded the grant an amount equal to 1/4 of the amount of 10 11 the grant. 12 "(4) USE OF FUNDS.— 13 "(A) In General.—Each entity to which a 14 grant is made under this subsection shall use 15 grant funds provided under this subsection in 16 accordance with the application requesting the 17 grant, the requirements of this subsection, and 18 the regulations prescribed under this subsection, 19 and may use the grant funds to support commu-20 nity-wide initiatives to address the purposes of 21 this section. 22 "(B) Nondisplacement.— 23 "(i) In general.—An adult in a work

activity described in section 407(d) which is

funded, in whole or in part, by funds pro-

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1	vided under this section shall not be em-
2	ployed or assigned—
3	"(I) when any other individual is
4	on layoff from the same or any sub-
5	stantially equivalent job; or
6	"(II) if the employer has termi-
7	nated the employment of any regular
8	employee or otherwise caused an invol-
9	untary reduction of its workforce in
10	order to fill the vacancy so created
11	with such an adult.
12	"(ii) Grievance procedure.—
13	"(I) In General.—Complaints
14	alleging violations of clause (i) in a
15	State may be resolved—
16	"(aa) if the State has estab-
17	lished a grievance procedure
18	under  section  403(a)(5)(J)(iv),
19	pursuant to the grievance proce-
20	dure; or
21	"(bb) otherwise, pursuant to
22	the grievance procedure estab-
23	lished by the State under section
24	407(f)(3).

1	"(II) Forfeiture of grant if
2	GRIEVANCE PROCEDURE NOT AVAIL-
3	ABLE.—If a complaint referred to in
4	subclause (I) is made against an entity
5	to which a grant has been made under
6	this section with respect to a project,
7	and the complaint cannot be brought
8	to, or cannot be resolved within 90
9	days after being brought, by a griev-
10	ance procedure referred to in subclause
11	(I), then the entity shall immediately
12	return to the Secretary all funds pro-
13	vided to the entity under this section
14	for the project, and the Secretary shall
15	immediately rescind the grant.
16	"(C) Rule of construction.—This sec-
17	tion shall not be construed to require the partici-
18	pation of a father in a project funded under this
19	section to be discontinued by the project on the
20	basis of changed economic circumstances of the
21	father.
22	"(D) Rule of construction on mar-
23	RIAGE.—This section shall not be construed to
24	authorize the Secretary to define marriage for

purposes of this section.

"(E) Penalty for misuse of grant funds.—If the Secretary determines that an entity to which a grant is made under this subsection has used any amount of the grant in violation of subparagraph (A), the Secretary shall require the entity to remit to the Secretary an amount equal to the amount so used, plus all remaining grant funds, and the entity shall thereafter be ineligible for any grant under this subsection.

"(F) REMITTANCE OF UNUSED GRANT FUNDS.—Each entity to which a grant is awarded under this subsection shall remit to the Secretary all funds paid under the grant that remain at the end of the 5th fiscal year ending after the initial grant award.

"(5) AUTHORITY OF AGENCIES TO EXCHANGE IN-FORMATION.—Each agency administering a program funded under this part or a State plan approved under part D may share the name, address, telephone number, and identifying case number information in the State program funded under this part, of fathers for purposes of assisting in determining the eligibility of fathers to participate in projects receiving grants under this section, and in contacting fathers poten-

- tially eligible to participate in the projects, subject to
   all applicable privacy laws.
- 3 "(6) Evaluation.—The Secretary, in consulta-4 tion with the Secretary of Labor, shall, directly or by 5 grant, contract, or interagency agreement, conduct an 6 evaluation of projects funded under this section (other 7 than under subsection (c)(1)). The evaluation shall 8 assess, among other outcomes selected by the Sec-9 retary, effects of the projects on marriage, parenting, 10 employment, earnings, and payment of child support. 11 In selecting projects for the evaluation, the Secretary 12 should include projects that, in the Secretary's judg-13 ment, are most likely to impact the matters described 14 in the purposes of this section. In conducting the eval-15 uation, random assignment should be used wherever possible. 16
  - "(7) REGULATIONS.—The Secretary shall prescribe such regulations as may be necessary to carry out this subsection.
  - "(8) Limitation on Applicability of other Provisions of this part.—Sections 404 through 410 shall not apply to this section or to amounts paid under this section, and shall not be applied to an entity solely by reason of receipt of funds pursuant to this section. A project shall not be considered a State

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1	program funded under this part solely by reason of
2	receipt of funds paid under this section.
3	"(9) Funding.—
4	"(A) In general.—
5	"(i) Interagency panels.—Of the
6	amounts made available pursuant to section
7	403(a)(1)(E) to carry out this section for
8	fiscal years 2000 and 2001, a total of
9	\$150,000 shall be made available for the
10	interagency panels established by paragraph
11	(2) of this subsection.
12	"(ii) Grants.—Of the amounts made
13	$available\ pursuant\ to\ section\ 403(a)(1)(E)$
14	to carry out this section, there shall be made
15	available for grants under this subsection—
16	"(I) \$17,500,000 for fiscal year
17	2001;
18	"(II) \$35,000,000 for each of fis-
19	cal years 2002 through 2004; and
20	"(III) \$17,500,000 for fiscal year
21	2005.
22	"(iii) Evaluation.—Of the amounts
23	made available pursuant to section
24	403(a)(1)(E) to carry out this section for
25	fiscal years 2000 through 2006, a total of

1	\$6,000,000 shall be made available for the
2	evaluation required by paragraph (6) of
3	$this\ subsection.$
4	"(B) AVAILABILITY.—
5	"(i) Grant funds.—The amounts
6	made available pursuant to subparagraph
7	(A)(ii) shall remain available until the end
8	of fiscal year 2005.
9	"(ii) EVALUATION FUNDS.—The
10	amounts made available pursuant to sub-
11	paragraph (A)(iii) shall remain available
12	until the end of fiscal year 2007.".
13	(b) Funding.—Section $403(a)(1)(E)$ of such $Act$ (42)
14	$U.S.C.\ 603(a)(1)(E))$ is amended by inserting ", and for
15	fiscal years 2000 through 2006, such sums as are necessary
16	to carry out section 403A" before the period.
17	(c) Authority To States To Pass Through Child
18	Support Arrearages Collected Through Tax Re-
19	FUND INTERCEPT TO FAMILIES WHO HAVE CEASED TO
20	RECEIVE CASH ASSISTANCE; FEDERAL REIMBURSEMENT
21	OF STATE SHARE OF SUCH PASSED THROUGH ARREAR-
22	$AGES Section \ 457(a)(2)(B)(iv) \ of \ such \ Act \ (42 \ U.S.C.$
23	657(a)(2)(B)(iv)) is amended—
24	(1) by inserting "(except the last sentence of this
25	clause)" after "this section"; and

- 1 (2) by adding at the end the following: "Notwith-2 standing the preceding sentences of this clause, if the amount is collected on behalf of a family that includes 3 4 a child of a participant in a project funded under section 403A and that has ceased to receive cash pay-5 6 ments under a State program funded under section 403, then the State may distribute the amount col-7 8 lected pursuant to section 464 to the family, and the 9 aggregate of the amounts otherwise required by this 10 section to be paid by the State to the Federal govern-11 ment shall be reduced by an amount equal to the 12 State share of the amount collected pursuant to sec-13 tion 464 that would otherwise be retained as reim-14 bursement for assistance paid to the family.".
- 15 (d) Applicability of Charitable Choice Provi-16 Sions of Welfare Reform.—Section 104 of the Personal 17 Responsibility and Work Opportunity Reconciliation Act 18 of 1996 (42 U.S.C. 604a) is amended by adding at the end 19 the following:
- "(1) Notwithstanding the preceding provisions of this 21 section, this section shall apply to any entity to which funds 22 have been provided under section 403A of the Social Secu-23 rity Act in the same manner in which this section applies 24 to States, and, for purposes of this section, any project for

- 1 which such funds are so provided shall be considered a pro-2 gram described in subsection (a)(2).".
- 3 TITLE II—FATHERHOOD PRO-
- 4 **JECTS OF NATIONAL SIGNIFI-**
- 5 **CANCE**
- 6 SEC. 201. FATHERHOOD PROJECTS OF NATIONAL SIGNIFI-
- 7 CANCE.
- 8 Section 403A of the Social Security Act, as added by
- 9 title I of this Act, is amended by adding at the end the
- 10 following:
- 11 "(c) Fatherhood Projects of National Signifi-
- 12 *CANCE.*—
- 13 "(1) National Clearinghouse.—The Secretary
- shall award a \$5,000,000 grant to a nationally recog-
- 15 nized, nonprofit fatherhood promotion organization
- with at least 4 years of experience in designing and
- 17 disseminating a national public education campaign,
- including the production and successful placement of
- 19 television, radio, and print public service announce-
- 20 ments which promote the importance of responsible
- 21 fatherhood, and with at least 4 years experience pro-
- viding consultation and training to community-based
- 23 organizations interested in implementing fatherhood
- 24 outreach, support, or skill development programs with

an emphasis on promoting married fatherhood as the ideal, to—

"(A) develop, promote, and distribute to interested States, local governments, public agencies, and private nonprofit organizations, including charitable and religious organizations, a media campaign that encourages the appropriate involvement of both parents in the life of any child of the parents, and encourages such organizations to develope or sponsor programs that specifically address the issue of responsible father-hood and the advantages conferred on children by marriage;

"(B) develop a national clearinghouse to assist States, communities, and private entities in efforts to promote and support marriage and responsible fatherhood by collecting, evaluating, and making available (through the Internet and by other means) to all interested parties, information regarding media campaigns and fatherhood programs;

"(C) develop and distribute materials that are for use by entities described in subparagraph (A) or (B) and that help young adults manage their money, develop the knowledge and skills

1	needed to promote successful marriages, plan for
2	future expenditures and investments, and plan
3	for retirement;
4	"(D) develop and distribute materials that
5	are for use by entities described in subpara-
6	graphs (A) and (B) and that list all the sources
7	of public support for education and training
8	that are available to young adults, including
9	government spending programs as well as bene-
10	fits under Federal and State tax laws.
11	"(2) Multicity fatherhood projects.—
12	"(A) In General.—The Secretary shall
13	award a \$5,000,000 grant to each of 2 nation-
14	ally recognized nonprofit fatherhood promotion
15	organizations which meet the requirements of
16	subparagraph (B), at least 1 of which organiza-
17	tions meets the requirement of subparagraph (C).
18	"(B) Requirements of
19	this subparagraph are the following:
20	"(i) The organization must have sev-
21	eral years of experience in designing and
22	conducting programs that meet the purposes
23	described in paragraph (1).
24	"(ii) The organization must have expe-
25	rience in simultaneously conducting such

1	programs in more than 1 major metropoli-
2	tan area and in coordinating such pro-
3	grams with local government agencies and
4	private, nonprofit agencies, including State
5	or local agencies responsible for conducting
6	the program under part D and Workfore
7	Investment Boards.
8	"(iii) The organization must submit to
9	the Secretary an application that meets all
10	the conditions applicable to the organiza-
11	tion under this section and that provides for
12	projects to be conducted in 3 major metro-
13	politan areas.
14	"(C) Use of married couples to de-
15	LIVER SERVICES IN THE INNER CITY.—The re-
16	quirement of this subparagraph is that the orga-
17	nization has extensive experience in using mar-
18	ried couples to deliver program services in the
19	$inner\ city.$
20	"(3) Payment of grants in 4 equal annual
21	Installments.—During each of fiscal years 2002
22	through 2005, the Secretary shall provide to each en-
23	tity awarded a grant under this subsection an
24	amount equal to 1/4 of the amount of the grant.
25	"(4) Funding.—

1	"(A) In General.—Of the amounts made
2	available pursuant to section $403(a)(1)(E)$ to
3	carry out this section, \$3,750,000 shall be made
4	available for grants under this subsection for
5	each of fiscal years 2002 through 2005.
6	"(B) AVAILABILITY.—The amounts made
7	available pursuant to subparagraph (A) shall re-
8	main available until the end of fiscal year
9	2005.".
10	TITLE III—WELFARE-TO-WORK
11	PROGRAM ELIGIBILITY
12	SEC. 301. FLEXIBILITY IN ELIGIBILITY FOR PARTICIPATION
13	IN WELFARE-TO-WORK PROGRAM.
14	(a) Hard-To-Employ Long-Term Recipients.—
15	Section $403(a)(5)(C)(ii)$ of the Social Security Act (42)
16	$U.S.C.\ 603(a)(5)(C)(ii))$ is amended—
17	(1) by striking "Required Beneficiaries.—"
18	and inserting "HARD-TO-EMPLOY RECIPIENTS.—";
19	(2) in the matter preceding subclause (I)—
20	(A) by striking "shall expend at least 70
21	percent of all" and inserting "may expend"; and
22	(B) by striking ", or for the benefit of non-
23	custodial parents,";
24	(3) in the matter preceding item (aa) of sub-
25	clause (I)—

1	(A) by striking "At least 2" and inserting
2	"Any";
3	(B) by striking "apply" and inserting "ap-
4	plies"; and
5	(C) by striking "or the noncustodial par-
6	ent";
7	(4) in item (aa) of subclause (I), by striking ",
8	and has low skills in reading or mathematics";
9	(5) by adding at the end of subclause (I) the fol-
10	lowing:
11	"(dd) The individual has
12	English reading, writing, or com-
13	puting skills at or below the 8th
14	grade level, or limited proficiency
15	in written or spoken English.
16	"(ee) The individual is home-
17	less.
18	"(ff) The individual has a
19	disability.
20	"(gg) The individual has
21	been a victim of domestic vio-
22	lence."; and
23	(6) in the matter preceding item (aa) of sub-
24	clause (II), by striking "or the minor children of the
25	non-custodial parent".

1	(b) Noncustodial Parents.—
2	(1) In General.—Section $403(a)(5)(C)$ of such
3	Act (42 U.S.C. 603(a)(5)(C)) is amended—
4	(A) by redesignating clauses (iii) through
5	(viii) as clauses (iv) through (ix), respectively;
6	and
7	(B) by inserting after clause (ii) the fol-
8	lowing:
9	"(iii) Noncustodial parents.—An
10	entity that operates a project with funds
11	provided under this paragraph may use the
12	funds to provide services in a form de-
13	scribed in clause (i) to noncustodial parents
14	with respect to whom the requirements of
15	the following subclauses are met:
16	"(I) The noncustodial parent is
17	unemployed, underemployed, or having
18	difficulty in paying child support obli-
19	gations.
20	"(II) At least 1 of the following
21	applies to a minor child of the non-
22	custodial parent (with preference in
23	the determination of the noncustodial
24	parents to be provided services under
25	this paragraph to be provided by the

1	entity to those noncustodial parents
2	with minor children who meet, or who
3	have custodial parents who meet, the
4	requirements of item (aa)):
5	"(aa) The minor child or the
6	custodial parent of the minor
7	child meets the requirements of
8	$clause\ (ii)(II).$
9	"(bb) The minor child is eli-
10	gible for, or is receiving, benefits
11	under the program funded under
12	this part.
13	"(cc) The minor child re-
14	ceived benefits under the program
15	funded under this part in the 12-
16	month period preceding the date
17	of the determination but no longer
18	receives such benefits.
19	"(dd) The minor child is eli-
20	gible for, or is receiving, assist-
21	ance under the Food Stamp Act of
22	1977, benefits under the supple-
23	mental security income program
24	under title XVI of this Act, med-
25	ical assistance under title XIX of

1	this Act, or child health assistance
2	under title XXI of this Act.
3	"(III) In the case of a noncusto-
4	dial parent who becomes enrolled in
5	the project on or after the date of the
6	enactment of this clause, the noncusto-
7	dial parent is in compliance with the
8	terms of an oral or written personal
9	responsibility contract entered into
10	among the noncustodial parent, the en-
11	tity, and (unless the entity dem-
12	onstrates to the Secretary that the enti-
13	ty is not capable of coordinating with
14	such agency) the agency responsible for
15	administering the State plan under
16	part D, which was developed taking
17	into account the employment and child
18	support status of the noncustodial par-
19	ent, which was entered into not later
20	than 30 (or, at the option of the entity,
21	not later than 90) days after the non-
22	custodial parent was enrolled in the
23	project, and which, at a minimum, in-
24	cludes the following:

1	"(aa) A commitment by the
2	noncustodial parent to cooperate,
3	at the earliest opportunity, in the
4	establishment of the paternity of
5	the minor child, through vol-
6	untary acknowledgement or other
7	procedures, and in the establish-
8	ment of a child support order.
9	"(bb) A commitment by the
10	noncustodial parent to cooperate
11	in the payment of child support
12	for the minor child, which may
13	include a modification of an exist-
14	ing support order to take into ac-
15	count the ability of the noncusto-
16	dial parent to pay such support
17	and the participation of such par-
18	ent in the project.
19	"(cc) A commitment by the
20	noncustodial parent to participate
21	in employment or related activi-
22	ties that will enable the noncusto-
23	dial parent to make regular child
24	support payments, and if the non-
25	custodial parent has not attained

1	20 years of age, such related ac-
2	tivities may include completion of
3	high school, a general equivalency
4	degree, or other education directly
5	related to employment.
6	"(dd) A description of the
7	services to be provided under this
8	paragraph, and a commitment by
9	the noncustodial parent to par-
10	ticipate in such services, that are
11	designed to assist the noncustodial
12	parent obtain and retain employ-
13	ment, increase earnings, and en-
14	hance the financial and emotional
15	contributions to the well-being of
16	the minor child.
17	In order to protect custodial parents
18	and children who may be at risk of do-
19	mestic violence, the preceding provi-
20	sions of this subclause shall not be con-
21	strued to affect any other provision of
22	law requiring a custodial parent to co-
23	operate in establishing the paternity of
24	a child or establishing or enforcing a
25	support order with respect to a child,

1 or entitling a custodial parent to 2 refuse, for good cause, to provide such 3 cooperation as a condition of assistance or benefit under any program, 5 shall not be construed to require such 6 cooperation by the custodial parent as 7 a condition of participation of either 8 parent in the program authorized 9 under this paragraph, and shall not be 10 construed to require a custodial parent 11 to cooperate with or participate in any 12 activity under this clause. The entity 13 operating a project under this clause 14 with funds provided under this para-15 graph shall consult with domestic vio-16 lence prevention and intervention orga-17 nizations in the development of the 18 project.". 19 (2)AMENDMENT.—Section Conforming 20 412(a)(3)(C)(ii)suchAct(42)U.S.C.of21 612(a)(3)(C)(ii)) is amended by striking "(vii)" and 22 inserting "(viii)". 23 (c) Recipients With Characteristics of Long-TERM DEPENDENCY: CHILDREN AGING OUT OF FOSTER CARE.— 25

1	(1) In General.—Subclause (II) of section
2	403(a)(5)(C)(iv) of such Act (42 U.S.C.
3	603(a)(5)(C)(iv)(II)), as so redesignated by subsection
4	(b)(1)(A) of this section, is amended to read as fol-
5	lows:
6	"(II) to children—
7	"(aa) who have attained 18
8	years of age but not 25 years of
9	age; and
10	"(bb) who, before attaining
11	18 years of age, were recipients of
12	foster care maintenance payments
13	(as defined in section 475(4))
14	under part E or were in foster
15	care under the responsibility of a
16	State.".
17	(2) Conforming amendments.—Section
18	403(a)(5)(C)(iv) of such Act (42 U.S.C.
19	603(a)(5)(C)(iv)), as so redesignated by subsection
20	(b)(1)(A) of this section, is amended—
21	(A) in the heading by inserting "HARD TO
22	EMPLOY" before "INDIVIDUALS"; and
23	(B) in the last sentence by striking "clause
24	(ii)" and inserting "clauses (ii) and (iii) and, as
25	appropriate, clause (v)".

1	(d) Custodial Parents With Income Below Pov-
2	ERTY LINE WHO ARE NOT ON WELFARE.—
3	(1) In General.—Section 403(a)(5)(C) of such
4	Act (42 U.S.C. $603(a)(5)(C)$ ), as amended by section
5	301(b)(1) of this Act, is amended—
6	(A) by redesignating clauses (vi) through
7	(ix) as clauses (vii) through (x), respectively; and
8	(B) by inserting after clause (v) the fol-
9	lowing:
10	"(vi) Custodial parents with in-
11	COME BELOW POVERTY LINE WHO ARE NOT
12	ON WELFARE.—An entity that operates a
13	project with funds provided under this
14	paragraph may use the funds to provide as-
15	sistance in a form described in clause (i) to
16	custodial parents—
17	"(I) whose income is less than 100
18	percent of the poverty line (as defined
19	in section 673(2) of the Omnibus
20	Budget Reconciliation Act of 1981, in-
21	cluding any revision required by such
22	section, applicable to a family of the
23	size involved); and

1	"(II) who are not otherwise re-
2	cipients of assistance under a State
3	program funded under this part.".
4	(2) Conforming amendments.—
5	(A) Section $403(a)(5)(C)(iv)$ of such Act (42)
6	U.S.C. $603(a)(5)(C)(iv))$ , as so redesignated by
7	subsection (b)(1)(A) of this section, and as
8	amended by subsection $(c)(2)$ of this section, is
9	amended in the last sentence by striking "clause
10	(v)" and inserting "clauses (v) and (vi)".
11	(B) Section $412(a)(3)(C)(ii)$ of such Act (42)
12	U.S.C. $612(a)(3)(C)(ii))$ , as amended by sub-
13	section (b)(2) of this section, is amended by
14	striking "(viii)" and inserting "(ix)".
15	SEC. 302. LIMITED VOCATIONAL EDUCATIONAL TRAINING
16	INCLUDED AS ALLOWABLE ACTIVITY.
17	Section $403(a)(5)(C)(i)$ of the Social Security Act (42)
18	$U.S.C.\ 603(a)(5)(C)(i))$ is amended by inserting after sub-
19	clause (VI) the following:
20	"(VII) Not more than 6 months of
21	$vocational\ educational\ training.".$
22	SEC. 303. CERTAIN GRANTEES AUTHORIZED TO PROVIDE
23	EMPLOYMENT SERVICES DIRECTLY.
24	Section $403(a)(5)(C)(i)(IV)$ of the Social Security Act
25	(42 U.S.C. 603(a)95)(C)(i)(IV)) is amended by inserting ",

1	or if the entity is not a private industry council or work-
2	force investment board, the direct provision of such services"
3	before the period.
4	SEC. 304. SIMPLIFICATION AND COORDINATION OF RE-
5	PORTING REQUIREMENTS.
6	(a) Elimination of Current Requirements.—Sec-
7	tion $411(a)(1)(A)$ of the Social Security Act (42 U.S.C.
8	611(a)(1)(A)) is amended—
9	(1) in the matter preceding clause (i), by insert-
10	ing "(except for information relating to activities car-
11	ried out under section 403(a)(5))" after "part"; and
12	(2) by striking clause (xviii).
13	(b) Establishment of Reporting Requirement.—
14	Section 403(a)(5)(C) of the Social Security Act (42 U.S.C.
15	603(a)(5)(C)), as amended by subsections (b)(1) and (d)(1)
16	of section 301 of this Act, is amended by adding at the end
17	the following:
18	"(xi) Reporting requirements.—
19	The Secretary of Labor, in consultation
20	with the Secretary of Health and Human
21	Services, States, and organizations that rep-
22	resent State or local governments, shall es-
23	tablish requirements for the collection and
24	maintenance of financial and participant
25	information and the reporting of such infor-

1	mation by entities carrying out activities
2	under this paragraph.".
3	SEC. 305. USE OF STATE INFORMATION TO AID ADMINIS-
4	TRATION OF WELFARE-TO-WORK GRANT
5	FUNDS.
6	(a) Authority of State Agencies To Disclose to
7	Private Industry Councils the Names, Addressess,
8	AND TELEPHONE NUMBERS OF POTENTIAL WELFARE-TO-
9	Work Program Participants.—
10	(1) State IV-d agencies.—Section 454A(f) of
11	the Social Security Act (42 U.S.C. 654a(f)) is amend-
12	ed by adding at the end the following:
13	"(5) Private industry councils receiving
14	WELFARE-TO-WORK GRANTS.—Disclosing to a private
15	industry council (as defined in section
16	403(a)(5)(D)(ii)) to which funds are provided under
17	section $403(a)(5)$ the names, addresses, telephone
18	numbers, and identifying case number information in
19	the State program funded under part A, of noncusto-
20	dial parents residing in the service delivery area of
21	the private industry council, for the purpose of identi-
22	fying and contacting noncustodial parents regarding
23	participation in the program under section
24	403(a)(5).".

1 (2) STATE TANF AGENCIES.—Section 403(a)(5)2 of such Act (42 U.S.C. 603(a)(5)) is amended by adding at the end the following: 3 4 Information disclosure.—If a State to which a grant is made under section 5 6 403 establishes safeguards against the use or dis-7 closure of information about applicants or re-8 cipients of assistance under the State program 9 funded under this part, the safeguards shall not 10 prevent the State agency administering the pro-11 gram from furnishing to a private industry 12 council the names, addresses, telephone numbers, 13 and identifying case number information in the 14 State program funded under this part, of non-15 custodial parents residing in the service delivery 16 area of the private industry council, for the pur-17 pose of identifying and contacting noncustodial 18 parents regarding participation in the program 19 under this paragraph.". 20 (b) Safeguarding of Information Disclosed to 21 PRIVATE Industry Councils.—Section 22 403(a)(5)(A)(ii)(I)ofsuchAct(42 U.S.C.23 603(a)(5)(A)(ii)(I)) is amended— 24 (1) by striking "and" at the end of item (dd);

1	(2) by striking the period at the end of item (ee,
2	and inserting "; and"; and
3	(3) by adding at the end the following:
4	"(ff) describes how the State
5	will ensure that a private indus-
6	try council to which information
7	is disclosed pursuant to section
8	403(a)(5)(K) or $454A(f)(5)$ has
9	procedures for safeguarding the
10	information and for ensuring that
11	the information is used solely for
12	the purpose described in that sec-
13	tion.".
14	TITLE IV—ALTERNATIVE PEN-
15	ALTY PROCEDURE RELATING
16	TO STATE DISBURSEMENT
17	UNITS
18	SEC. 401. ALTERNATIVE PENALTY PROCEDURE RELATING
19	TO STATE DISBURSEMENT UNITS.
20	(a) In General.—Section 455(a) of the Social Secu-
21	rity Act (42 U.S.C. 655(a)) is amended by adding at the
22	end the following:
23	(5)(A)(i) If—
24	"(I) the Secretary determines that a State plan
25	under section 454 would (in the absence of this para-

1	graph) be disapproved for the failure of the State to
2	comply with subparagraphs (A) and (B)(i) of section
3	454(27), and that the State has made and is con-
4	tinuing to make a good faith effort to so comply; and
5	"(II) the State has submitted to the Secretary,
6	not later than April 1, 2000, a corrective compliance
7	plan that describes how, by when, and at what cost
8	the State will achieve such compliance, which has
9	been approved by the Secretary,
10	then the Secretary shall not disapprove the State plan
11	under section 454, and the Secretary shall reduce the
12	amount otherwise payable to the State under paragraph
13	(1)(A) of this subsection for the fiscal year by the penalty
14	amount.
15	"(ii) All failures of a State during a fiscal year to
16	comply with any of the requirements of section 454B shall
17	be considered a single failure of the State to comply with
18	subparagraphs (A) and (B)(i) of section 454(27) during the
19	fiscal year for purposes of this paragraph.
20	"(B) In this paragraph:
21	"(i) The term 'penalty amount' means, with re-
22	spect to a failure of a State to comply with subpara-
23	graphs (A) and (B)(i) of section $454(27)$ —
24	"(I) 4 percent of the penalty base, in the
25	case of the 1st fiscal year in which such a failure

1	by the State occurs (regardless of whether a pen-
2	alty is imposed in that fiscal year under this
3	paragraph with respect to the failure), except as
4	provided in subparagraph (C)(ii) of this para-
5	graph;
6	"(II) 8 percent of the penalty base, in the
7	case of the 2nd such fiscal year;
8	"(III) 16 percent of the penalty base, in the
9	case of the 3rd such fiscal year;
10	"(IV) 25 percent of the penalty base, in the
11	case of the 4th such fiscal year; or
12	"(V) 30 percent of the penalty base, in the
13	case of the 5th or any subsequent such fiscal
14	year.
15	"(ii) The term 'penalty base' means, with respect
16	to a failure of a State to comply with subparagraphs
17	(A) and (B)(i) of section $454(27)$ during a fiscal
18	year, the amount otherwise payable to the State under
19	paragraph (1)(A) of this subsection for the preceding
20	fiscal year.
21	"(C)(i) The Secretary shall waive all penalties im-
22	posed against a State under this paragraph for any failure
23	of the State to comply with subparagraphs (A) and (B)(i)
24	of section 454(27) if the Secretary determines that, before
25	April 1, 2000, the State has achieved such compliance.

- 1 "(ii) If a State with respect to which a reduction is
- 2 required to be made under this paragraph with respect to
- 3 a failure to comply with subparagraphs (A) and (B)(i) of
- 4 section 454(27) achieves such compliance on or after April
- 5 1, 2000, and on or before September 30, 2000, then the pen-
- 6 alty amount applicable to the State shall be 1 percent of
- 7 the penalty base with respect to the failure involved.
- 8 "(D) The Secretary may not impose a penalty under
- 9 this paragraph against a State for a fiscal year for which
- 10 the amount otherwise payable to the State under paragraph
- 11 (1)(A) of this subsection is reduced under paragraph (4)
- 12 of this subsection for failure to comply with section
- 13 454(24)(A).".
- 14 (b) Inapplicability of Penalty Under TANF Pro-
- 15 GRAM.—Section 409(a)(8)(A)(i)(III) of such Act (42 U.S.C.
- 16 609(a)(8)(A)(i)(III)) is amended by striking "section
- 17 454(24)" and inserting "paragraph (24), or subparagraph
- 18 (A) or (B)(i) of paragraph (27), of section 454".
- 19 (c) Effective Date.—The amendments made by this
- 20 section shall take effect on October 1, 1999.

1	TITLE V—FINANCING
2	<b>PROVISIONS</b>
3	SEC. 501. USE OF NEW HIRE INFORMATION TO ASSIST IN
4	COLLECTION OF DEFAULTED STUDENT
5	LOANS AND GRANTS.
6	(a) In General.—Section 453(j) of the Social Secu-
7	rity Act (42 U.S.C. 653(j)) is amended by adding at the
8	end the following:
9	"(6) Information comparisons and disclo-
10	SURE FOR ENFORCEMENT OF OBLIGATIONS ON HIGH-
11	ER EDUCATION ACT LOANS AND GRANTS.—
12	"(A) Furnishing of information by the
13	SECRETARY OF EDUCATION.—The Secretary of
14	Education shall furnish to the Secretary, on a
15	quarterly basis or at such less frequent intervals
16	as may be determined by the Secretary of Edu-
17	cation, information in the custody of the Sec-
18	retary of Education for comparison with infor-
19	mation in the National Directory of New Hires,
20	in order to obtain the information in such direc-
21	tory with respect to individuals who—
22	"(i) are borrowers of loans made under
23	title IV of the Higher Education Act of
24	1965 that are in default: or

1	"(ii) owe an obligation to refund an
2	overpayment of a grant awarded under such
3	title.
4	"(B) Requirement to seek minimum in-
5	FORMATION NECESSARY.—The Secretary of Edu-
6	cation shall seek information pursuant to this
7	section only to the extent essential to improving
8	collection of the debt described in subparagraph
9	(A).
10	"(C) Duties of the secretary.—
11	"(i) Information comparison; dis-
12	CLOSURE TO THE SECRETARY OF EDU-
13	CATION.—The Secretary, in cooperation
14	with the Secretary of Education, shall com-
15	pare information in the National Directory
16	of New Hires with information in the cus-
17	tody of the Secretary of Education, and dis-
18	close information in that Directory to the
19	Secretary of Education, in accordance with
20	this paragraph, for the purposes specified in
21	this paragraph.
22	"(ii) Condition on disclosure.—
23	The Secretary shall make disclosures in ac-
24	cordance with clause (i) only to the extent
25	that the Secretary determines that such dis-

1	closures do not interfere with the effective
2	operation of the program under this part.
3	Support collection under section 466(b)
4	shall be given priority over collection of any
5	defaulted student loan or grant overpay-
6	ment against the same income.
7	"(D) Use of information by the sec-
8	RETARY OF EDUCATION.—The Secretary of Edu-
9	cation may use information resulting from a
10	data match pursuant to this paragraph only—
11	"(i) for the purpose of collection of the
12	debt described in subparagraph (A) owed by
13	an individual whose annualized wage level
14	(determined by taking into consideration
15	information from the National Directory of
16	New Hires) exceeds \$16,000; and
17	"(ii) after removal of personal identi-
18	fiers, to conduct analyses of student loan de-
19	faults.
20	"(E) Disclosure of information by the
21	SECRETARY OF EDUCATION.—
22	"(i) Disclosures permitted.—The
23	Secretary of Education may disclose infor-
24	mation resulting from a data match pursu-
25	ant to this paragraph only to—

1	"(I) a guaranty agency holding a
2	loan made under part B of title IV of
3	the Higher Education Act of 1965 on
4	which the individual is obligated;
5	"(II) a contractor or agent of the
6	guaranty agency described in subclause
7	(I);
8	"(III) a contractor or agent of the
9	Secretary; and
10	"(IV) the Attorney General.
11	"(ii) Purpose of disclosure.—The
12	Secretary of Education may make a disclo-
13	sure under clause (i) only for the purpose of
14	collection of the debts owed on defaulted stu-
15	dent loans, or overpayments of grants, made
16	under title IV of the Higher Education Act
17	of 1965.
18	"(iii) Restriction on redisclo-
19	Sure.—An entity to which information is
20	disclosed under clause (i) may use or dis-
21	close such information only as needed for
22	the purpose of collecting on defaulted stu-
23	dent loans, or overpayments of grants, made
24	under title IV of the Higher Education Act
25	of 1965.

1	"(F) Reimbursement of hhs costs.—
2	The Secretary of Education shall reimburse the
3	Secretary, in accordance with subsection $(k)(3)$ ,
4	for the additional costs incurred by the Secretary
5	in furnishing the information requested under
6	this subparagraph.".
7	(b) Penalties for Misuse of Information.—Sec-
8	tion 402(a) of the Child Support Performance and Incen-
9	tive Act of 1998 (112 Stat. 669) is amended in the matter
10	added by paragraph (2) by inserting "or any other person"
11	after "officer or employee of the United States".
12	(c) Effective Date.—The amendments made by this
13	section shall become effective October 1, 1999.
14	SEC. 502. ELIMINATION OF SET-ASIDE OF PORTION OF WEL-
15	FARE-TO-WORK FUNDS FOR SUCCESSFUL
16	PERFORMANCE BONUS.
17	(a) In General.—Section 403(a)(5) of the Social Se-
18	curity Act (42 U.S.C. 603(a)(5)) is amended by striking
19	$subparagraph$ (E) and $redesignating\ subparagraphs$ (F)
20	through (K) (as added by section 305(a)(2) of this Act) as
21	$subparagraphs\ (E)\ through\ (J),\ respectively.$
22	(b) Conforming Amendments.—
23	(1) Section $403(a)(5)(A)(i)$ of such Act (42)
<b>.</b> .	
24	$U.S.C.\ 603(a)(5)(A)(i))$ is amended by striking "sub-

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1
             (2) Subclause (I) of each of subparagraphs
 2
        (A)(iv) and (B)(v) of section 403(a)(5) of such Act
 3
        (42 \ U.S.C. \ 603(a)(5)(A)(iv)(I) \ and \ (B)(v)(I)) \ is
 4
        amended—
 5
                  (A) in item (aa)—
                      (i) by striking "(I)" and inserting
 6
 7
                  "(H)": and
 8
                       (ii) by striking "(G), and (H)" and
 9
                  inserting "and (G)"; and
10
                  (B) in item (bb), by striking "(F)" and in-
11
             serting "(E)".
12
             (3) Section 403(a)(5)(B)(v) of such Act (42)
13
        U.S.C. 603(a)(5)(B)) is amended in the matter pre-
14
        ceding subclause (I) by striking "(I)" and inserting
15
        "(H)".
16
                  Subparagraphs (E) and (F) of section
17
        403(a)(5) of such Act (42 U.S.C. 603(a)(5)(F) and
18
        (G)), as so redesignated by subsection (a) of this sec-
19
        tion, are each amended by striking "(I)" and insert-
20
        ing "(H)".
21
             (5) Section 412(a)(3)(A) of such Act (42 U.S.C.
22
        612(a)(3)(A)) is amended by striking "403(a)(5)(I)"
23
        and inserting "403(a)(5)(H)".
24
        (c) Funding Amendment.—Section 403(a)(5)(H)(i)
    of such Act (42 U.S.C. 603(a)(5)(H)(i)), as so redesignated
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1	by subsection (a) of this section, is amended by striking
2	"\$1,500,000,000" and all that follows and inserting "for
3	grants under this paragraph—
4	"(I) \$1,500,000,000 for fiscal year
5	1998; and
6	"(II) \$1,400,000,000 for fiscal
7	year 1999.".
8	TITLE VI—MISCELLANEOUS
9	SEC. 601. CHANGE DATES FOR EVALUATION.
10	(a) In General.—Section 403(a)(5)(G)(iii) of the So-
11	cial Security Act (42 U.S.C. 603(a)(5)(G)(iii)), as so redes-
12	ignated by section 502(a) of this Act, is amended by strik-
13	ing "2001" and inserting "2005".
14	(b) Interim Report Required.—Section
15	403(a)(5)(G) of such Act (42 U.S.C. 603(a)(5)(G)), as so
16	redesignated, is amended by adding at the end the fol-
17	lowing:
18	"(iv) Interim report.—Not later
19	than January 1, 2002, the Secretary shall
20	submit to the Congress a interim report on
21	the evaluations referred to in clause (i).".
22	SEC. 602. REPORT ON UNDISTRIBUTED CHILD SUPPORT
23	PAYMENTS.
24	Not later than 6 months after the date of the enactment
25	of this Act, the Secretary of Health and Human Services

- 1 shall submit to the Committee on Ways and Means of the
- 2 House of Representatives and the Committee on Finance
- 3 of the Senate a report on the procedures that the States use
- 4 generally to locate custodial parents for whom child support
- 5 has been collected but not yet distributed due to a change
- 6 in address. The report shall include an estimate of the total
- 7 amount of such undistributed child support and the average
- 8 length of time it takes for such child support to be distrib-
- 9 uted. The Secretary shall include in the report recommenda-
- 10 tions as to whether additional procedures should be estab-
- 11 lished at the State or Federal level to expedite the payment
- 12 of undistributed child support.
- 13 SEC. 603. SENSE OF THE CONGRESS.
- 14 It is the sense of the Congress that the States may use
- 15 funds provided under the program of block grants for tem-
- 16 porary assistance for needy families under part A of title
- 17 IV of the Social Security Act to promote fatherhood activi-
- 18 ties of the type described in section 403A of such Act, as
- 19 added by this Act.
- 20 SEC. 604. ADDITIONAL FUNDING FOR WELFARE EVALUA-
- 21 TION STUDY.
- 22 Section 414(b) of the Social Security Act (42 U.S.C.
- 23 614(b)) is amended by striking "appropriated \$10,000,000"
- 24 and all that follows and inserting "appropriated—

1	"(1) \$10,000,000 for each of fiscal years 1996
2	through 1999;
3	"(2) \$12,300,000 for fiscal year 2000;
4	"(3) \$17,500,000 for fiscal year 2001;
5	"(4) \$15,500,000 for fiscal year 2002; and
6	"(5) \$4,000,000 for fiscal year 2003.".
7	SEC. 605. TRAINING IN CHILD ABUSE AND NEGLECT PRO-
8	CEEDINGS.
9	(a) In General—Section 474(a)(3) of the Social Se-
10	curity Act (42 U.S.C. 674(a)(3)) is amended—
11	(1) by redesignating subparagraphs (C), (D),
12	and (E) as subparagraphs (D), (E), and (F), respec-
13	tively; and
14	(2) by inserting after subparagraph (B) the fol-
15	lowing:
16	"(C) 75 percent of so much of such expendi-
17	tures as are for the short-term training (includ-
18	ing cross-training with personnel employed by,
19	or under contract with, the State or local agency
20	administering the plan in the political subdivi-
21	sion, training on topics relevant to the legal rep-
22	resentation of clients in proceedings conducted by
23	or under the supervision of an abuse and neglect
24	court, and training on related topics such as
25	child development and the importance of achiev-

1 ing safety, permanency, and well-being for a 2 child) of judges, judicial personnel, law enforce-3 ment personnel, agency attorneys, attorneys rep-4 resenting a parent in proceedings conducted by, 5 or under the supervision of, an abuse and neglect 6 court, attorneys representing a child in such pro-7 ceedings, quardians ad litem, and volunteers who 8 participate in court-appointed special advocate 9 programs, to the extent the training is related to 10 the court's role in expediting adoption proce-11 dures, implementing reasonable efforts, and pro-12 viding for timely permanency planning and case 13 reviews, except that any such training shall be 14 offered by the State or local agency admin-15 istering the plan, either directly or through con-16 tract, in collaboration with the appropriate judi-17 cial governing body operating in the State,". 18 (b) Definitions.—Section 475 of such Act (42 U.S.C. 19 675) is amended by adding at the end the following: 20

"(8) The term 'abuse and neglect courts' means the State and local courts that carry out State or local laws requiring proceedings (conducted by or under the supervision of the courts)—

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1	"(A) that implement part B or this part,
2	including preliminary disposition of such pro-
3	ceedings;
4	"(B) that determine whether a child was
5	abused or neglected;
6	"(C) that determine the advisability or ap-
7	propriateness of placement in a family foster
8	home, group home, or a special residential care
9	facility; or
10	"(D) that determine any other legal disposi-
11	tion of a child in the abuse and neglect court
12	system.
13	"(9) The term 'agency attorney' means an attor-
14	ney or other individual, including any government
15	attorney, district attorney, attorney general, State at-
16	torney, county attorney, city solicitor or attorney,
17	corporation counsel, or privately retained special
18	prosecutor, who represents the State or local agency
19	administrating the programs under part B and this
20	part in a proceeding conducted by, or under the su-
21	pervision of, an abuse and neglect court, including a
22	proceeding for termination of parental rights.
23	"(10) The term 'attorney representing a child'
24	means an attorney or a guardian ad litem who rep-

1 resents a child in a proceeding conducted by, or under 2 the supervision of, an abuse and neglect court. 3 "(11) The term 'attorney representing a parent' 4 means an attorney who represents a parent who is an 5 official party to a proceeding conducted by, or under 6 the supervision of, an abuse and neglect court.". 7 (c) Conforming Amendments— 8 (1) Section 473(a)(6)(B) of such Act (42 U.S.C. 9 673(a)(6)(B)) is amended by striking "474(a)(3)(E)" and inserting "474(a)(3)(F)". 10 11 (2) Section 474(a)(3)(E) of such Act (42 U.S.C. 12 674(a)(3)(E)) (as so redesignated by subsection 13 (a)(1)(A) of this section) is amended by striking "sub-14 paragraph (C)" and inserting "subparagraph (D)". 15 (3) Section 474(c) of such Act (42 U.S.C. 674(c)) 16 is amended by striking "subsection (a)(3)(C)" and in-17 serting "subsection (a)(3)(D)". 18 (d) SUNSET.—Effective on October 1, 2004— 19 (1) section 474(a)(3) of the Social Security Act 20  $(42\ U.S.C.\ 674(a)(3))$  is amended by striking sub-21 paragraph (C) and redesignating subparagraphs (D), 22 (E), and (F) as subparagraphs (C), (D), and (E), re-23 spectively; 24 (2) section 475 of such Act (42 U.S.C. 675) is 25 amended by striking paragraphs (8) through (11);

1	(3) section $473(a)(6)(B)$ of such Act (42 U.S.C.
2	673(a)(6)(B)) is amended by striking " $474(a)(3)(F)$ "
3	and inserting " $474(a)(3)(E)$ ".
4	(4) section $474(a)(3)(E)$ of such Act (42 U.S.C.
5	674(a)(3)(E)) (as so redesignated by subsection
6	(a)(1)(A) of this section) is amended by striking "sub-
7	paragraph (D)" and inserting "subparagraph (C)";
8	and
9	(5) section 474(c) of such Act (42 U.S.C. 674(c))
10	is amended by striking "subsection (a)(3)(D)" and
11	inserting "subsection $(a)(3)(C)$ ".
12	SEC. 606. USE OF NEW HIRE INFORMATION TO ASSIST IN
13	ADMINISTRATION OF UNEMPLOYMENT COM-
14	PENSATION PROGRAMS.
15	(a) In General.—Section 453(j) of the Social Secu-
16	rity Act (42 U.S.C. 653(j)), as amended by section 501(a)
17	of this Act, is further amended by adding at the end the
18	following:
19	"(7) Information comparisons and disclo-
20	SURE TO ASSIST IN ADMINISTRATION OF UNEMPLOY-
21	MENT COMPENSATION PROGRAMS.—
22	"(A) In general.—If a State agency re-
23	sponsible for the administration of an unemploy-
24	ment compensation program under Federal or
25	State law transmits to the Secretary the name

and social security account number of an individual, the Secretary shall, if the information in
the National Directory of New Hires indicates
that the individual may be employed, disclose to
the State agency the name and address of any
putative employer of the individual, subject to
this paragraph.

- "(B) CONDITION ON DISCLOSURE.—The Secretary shall make a disclosure under subparagraph (A) only to the extent that the Secretary determines that the disclosure would not interfere with the effective operation of the program under this part.
- 14 "(C) USE OF INFORMATION.—A State agen-15 cy may use information provided under this 16 paragraph only for purposes of administering a 17 program referred to in subparagraph (A).".
- 18 (b) Effective Date.—The amendment made by sub-19 section (a) shall take effect on October 1, 1999.
- 20 SEC. 607. IMMIGRATION PROVISIONS.
- 21 (a) Aliens Ineligible To Receive Visas and Ex-22 cluded From Admission for Nonpayment of Child 23 Support.—
- 24 (1) In General.—Section 212(a)(10) of the Im-25 migration and Nationality Act (8 U.S.C.

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1	1182(a)(10)) is amended by adding at the end the fol-
2	lowing:
3	"(F) Nonpayment of child support.—
4	"(i) In general.—Any alien is inad-
5	missible who is legally obligated under a
6	judgment, decree, or order to pay child sup-
7	port (as defined in section 459(i) of the So-
8	cial Security Act), and whose failure to pay
9	such child support has resulted in an ar-
10	rearage exceeding \$5,000, until child sup-
11	port payments under the judgment, decree,
12	or order are satisfied or the alien is in com-
13	pliance with an approved payment agree-
14	ment.
15	"(ii) Waiver authorized.—The At-
16	torney General may waive the application
17	of clause (i) in the case of an alien, if the
18	Attorney General—
19	"(I) has received a request for the
20	waiver from the court or administra-
21	tive agency having jurisdiction over
22	the judgment, decree, or order obli-
23	gating the alien to pay child support
24	that is referred to in such clause; or

1	"(II) determines that there are
2	prevailing humanitarian or public in-
3	terest concerns.".
4	(2) Effective date.—The amendment made by
5	this subsection shall take effect 180 days after the date
6	of the enactment of this Act.
7	(b) Authorization To Serve Legal Process in
8	CHILD SUPPORT CASES ON CERTAIN ARRIVING ALIENS.—
9	(1) In General.—Section 235(d) of the Immi-
10	gration and Nationality Act (8 U.S.C. 1225(d)) is
11	amended by adding at the end the following:
12	"(5) Authority to serve process in child
13	SUPPORT CASES.—
14	"(A) In General.—To the extent consistent
15	with State law, immigration officers are author-
16	ized to serve on any alien who is an applicant
17	for admission to the United States legal process
18	with respect to any action to enforce or establish
19	a legal obligation of an individual to pay child
20	support (as defined in section 459(i) of the So-
21	cial Security Act).
22	"(B) Definition.—For purposes of sub-
23	paragraph (A), the term 'legal process' means
24	any writ, order, summons or other similar proc-
25	ess, which is issued by—

1	"(i) a court or an administrative agen-
2	cy of competent jurisdiction in any State,
3	territory, or possession of the United States;
4	or
5	"(ii) an authorized official pursuant to
6	an order of such a court or agency or pur-
7	suant to State or local law.".
8	(2) Effective date.—The amendment made by
9	this subsection shall apply to aliens applying for ad-
10	mission to the United States on or after 180 days
11	after the date of the enactment of this Act.
12	(c) Authorization To Share Child Support En-
13	FORCEMENT INFORMATION TO ENFORCE IMMIGRATION AND
14	Naturalization Law.—
15	(1) Secretarial responsibility.—Section 452
16	of the Social Security Act (42 U.S.C. 652) is amended
17	by adding at the end the following:
18	"(m) If the Secretary receives a certification by a State
19	agency, in accordance with section 454(32), that an indi-
20	vidual who is a nonimmigrant alien owes arrearages of
21	child support in an amount exceeding \$5,000, the Secretary
22	may, at the request of the State agency, the Secretary of
23	State, or the Attorney General, or on the Secretary's own
24	initiative, provide such certification to the Secretary of
25	State and the Attorney General information in order to en-

1	able them to carry out their responsibilities under sections
2	212(a)(10) and 235(d) of the Immigration and Nationality
3	Act.".
4	(2) State agency responsibility.—Section
5	454 of the Social Security Act (42 U.S.C. 654) is
6	amended—
7	(A) by striking "and" at the end of para-
8	graph (32);
9	(B) by striking the period at the end of
10	paragraph (33) and inserting "; and"; and
11	(C) by inserting after paragraph (33) the
12	following:
13	"(34) provide that the State agency will have in
14	effect a procedure for certifying to the Secretary, in
15	such format and accompained by such supporting
16	documentation as the Secretary may require, deter-
17	minations for purposes of section 452(m) that non-
18	immigrant aliens owe arrearages of child support in
19	an amount exceeding \$5,000.".